



Docket No.: 023004.0104N1US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Michael W. Graham et al.

Application No.: 10/646070

Confirmation No.: 8796

Filed: August 22, 2003

Art Unit: 1635

For: CONTROL OF A GENE EXPRESSION

Examiner: B. Whiteman

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

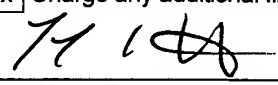
In response to the Notice of Non-Compliant Amendment dated June 22, 2006,
Applicants resubmit claim 77 in proper form.

Amendments to the Claim 77 is reflected in on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.



JPW

AMENDMENT TRANSMITTAL LETTER			Docket No. 023004.0104N1US	
Application No. 10/646070-Conf. #8796	Filing Date August 22, 2003	Examiner B. Whiteman	Art Unit 1635	
Applicant(s): Michael W. Graham et al.				
Invention: CONTROL OF A GENE EXPRESSION				
TO THE COMMISSIONER FOR PATENTS				
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.				
CLAIMS AS AMENDED				
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate
Total Claims	59	- 59 =		x
Independent Claims	3	- 3 =		x
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>				
Other fee (please specify):				
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:				0.00
<input type="checkbox"/> Large Entity <input checked="" type="checkbox"/> Small Entity				
<input checked="" type="checkbox"/> No additional fee is required for this amendment.				
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.				
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.				
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.				
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>50-2228</u> as described below. A duplicate copy of this sheet is enclosed.				
<input checked="" type="checkbox"/> Credit any overpayment.				
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.				
 _____ Lacy L. Kolo, Reg. No. 55,340 Agent for Applicant PATTON BOGGS LLP 8484 Westpark Drive, 9th Floor McLean, Virginia 22102 (703) 744-8085			Dated: <u>July 24, 2006</u>	